IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 3058 OF 2005

Shri Dholay Shankar Huseni
Gaikwad ...Petitioner.

V/s

The State of Maharashtra ...Respondent.

Mr. B. Bhagat i/b Bhagat & Associates
for the petitioner.
Mr. A.S. Shitole, APP for the State.

CORAM: V.M.KANADE,J.
DATE: 6th May, 2005.

P.C.:

1. Heard the learned counsel for the petitioner. and the learned APP for the State.

2. Applicant is convicted for an offence punishable under section 307, 452 read with section 34 of the Indian Penal Code and sentenced to undergo R.I. for five years and to pay fine of Rs 3000/-.

3. The prosecution case is that the applicant along with others entered the house of the complainant and assaulted him with weapons because the complainant had given information that the applicant and others were dealing in drugs.

4. Applicant, initially, had preferred an application for bail and after the matter was fully argued, the

learned counsel for the applicant stated that he does not wish to press the application and, therefore, his earlier application was allowed to be withdrawn as not pressed. This is a second application filed by the applicant. In my view, this is not a case for grant of bail. Application for bail is rejected.

V.M. KANADE, J.